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XIII. Department of Revenue -- Cathy S. Zeuske, Secretary

At the December s.13.10 meeting, the Committee directed the Department to develop a proposal for a reduced recycling surcharge rate that would make use of available balances in the recycling fund and present the proposal to the Committee at the March meeting under s. 13.10.

Pursuant to the Committee's direction, the Department has prepared and submitted a report for consideration.



# State of Wisconsin • DEPARTMENT OF REVENUE

# XIII

125 SOUTH WEBSTER STREET • P.O. BOX 8933 • MADISON, WISCONSIN 53708-8933 • 608-266-6466 • FAX 608-266-5718

Tommy G. Thompson  
Governor

Cate Zeuske  
Secretary of Revenue

March 13, 1997

The Honorable Brian Burke, Co-Chair  
Joint Committee on Finance  
100 North Hamilton Street, Room 302  
Madison, WI 53702

The Honorable Scott Jensen, Co-Chair  
Joint Committee on Finance  
State Capitol, Room 315 North  
Madison, WI 53702

Dear Senator Burke and Representative Jensen:

At its December "13.10" meeting, the Joint Committee on Finance rejected the Department of Revenue's recommendation that current temporary recycling surcharge rates be continued for tax year 1997, and directed the Department to propose reduced rates that would make use of the available balance in the fund. The Department estimates that this balance, assuming no change in appropriations, would permit the rate on corporations to be reduced to 3.5% of gross tax liability and the rate on nonfarm sole proprietors, partnerships, limited liability companies taxed as partnerships and tax-option corporations to be reduced to 0.2765% of net business income.

However, the Governor's 1997-99 biennial budget proposes that the recycling fund be used for environmental remediation grants and other purposes. Thus, the Committee may find it appropriate to retain the current recycling rates and consider rate changes in the context of budget deliberations.

## Current Recycling Surcharge Provisions

The current surcharge rates are 5.5% of gross tax liability for regular corporations, and 0.4345% of net business income for nonfarm sole proprietorships, partnerships, limited liability companies taxed as partnerships, and tax-option corporations. The surcharge is imposed on all nonfarm businesses with gross receipts greater than \$4,000 with a minimum surcharge of \$25 and a maximum surcharge of \$9,800. Noncorporate farm businesses with net farm profits greater than \$1,000 pay a \$25 surcharge; those with less than \$1,000 net farm profit are exempt from the surcharge.

Sec. 77.945, Wis. Stats., requires the Department of Revenue to establish temporary recycling surcharge rates necessary to generate sufficient revenues to fund scheduled appropriations from the segregated recycling fund in the following fiscal year, and submit those rates to the Joint Committee on Finance at its December "13.10" meeting. Last December, the

Committee disapproved the recommendation to continue the current rates for tax years beginning on or after January 1, 1997, and asked the Department to propose reduced rates.

Table 1 shows the estimated recycling fund balance, including estimated fund revenues and appropriated amounts, through FY 1999 under current law recycling fund rates and appropriations. The FY 1997 closing fund balance is estimated at \$10.5 million.

TABLE 1  
Estimated Recycling Fund Balance at Current Surcharge Rates  
Fiscal Years 1996 through 1999  
(\$ millions)

| Fiscal Year | Beginning Fund Balance | Surcharge Revenue | Other Revenue* | Total Revenue | Appropriations** | Closing Fund Balance |
|-------------|------------------------|-------------------|----------------|---------------|------------------|----------------------|
| 1996 ***    | 54.9                   | 41.6              | 3.0            | 99.4          | (65.8)           | 33.6                 |
| 1997        | 33.6                   | 42.5              | 1.7            | 77.8          | (67.3)           | 10.5                 |
| 1998        | 10.5                   | 42.6              | 0.5            | 53.6          | (37.0)           | 16.5                 |
| 1999        | 16.5                   | 40.2              | 0.8            | 57.6          | (30.4)           | 27.2                 |

NOTE: Details may not sum to total because of rounding.

\* Includes interest earned. In FY 1996, also includes refunds of certain expenditures, and other revenues.

\*\* FY 1996 includes reserves for prior year encumbrances (less an estimated \$1.7 million lapse in FY 1997 for withdrawn projects) and continuing and biennial appropriations, and a one-time \$21.1 million transfer to the general fund enacted in 1995 Act 27.

\*\*\* Actual.

### Reduced Rate Option

The temporary recycling surcharge is set to expire for taxable years ending on or after April 1, 1999. Instead of maintaining the current rates, an alternative is to set the rates so that the closing balance in the recycling fund would gradually be reduced to approximately \$0, allowing for a reasonable margin of error, by the end of FY 1999.

Such an option would reduce the rate to 3.5% of gross tax liability for regular corporations and 0.2765% of net business income for nonfarm sole proprietorships, partnerships, limited liability companies taxed as partnerships and tax-option corporations for tax years beginning on or after January 1, 1997. These corporate and noncorporate rates are equivalent: the corporate income and franchise tax is 7.9% of taxable income and a 3.5% surcharge on this rate equals 0.2765% of taxable income. The proposal reduces rates only, since the Department's authority is limited to rate changes. Altering the minimum \$25 or maximum \$9,800 surcharge would require action by the Legislature.

Under this proposal, surcharge revenues would decline from actual collections of \$41.6 million in FY 1996 to \$41.4 million in FY 1997, \$30.7 million in FY 1998 and \$28.9 million in FY 1999. The closing fund balance, \$33.6 million at the end of FY 1996, would fall to \$2.2 million at the end of FY 1999. Table 2 shows the estimated recycling fund revenues, appropriations and balance through FY 1999 under this reduced rate option.

TABLE 2  
Estimated Recycling Fund Balance at Reduced Surcharge Rates  
Fiscal Years 1996 through 1999  
(\$ millions)

| Fiscal Year | Beginning Fund Balance | Surcharge Revenue | Other Revenue* | Total Revenue | Appropriations** | Closing Fund Balance |
|-------------|------------------------|-------------------|----------------|---------------|------------------|----------------------|
| 1996 ***    | 54.9                   | 41.6              | 3.0            | 99.4          | (65.8)           | 33.6                 |
| 1997        | 33.6                   | 41.4              | 1.7            | 76.6          | (67.3)           | 9.3                  |
| 1998        | 9.3                    | 30.7              | 0.5            | 40.5          | (37.0)           | 3.5                  |
| 1999        | 3.5                    | 28.9              | 0.2            | 32.6          | (30.4)           | 2.2                  |

NOTE: Details may not sum to total because of rounding.

\* Includes interest earned. In FY 1996, also includes refunds of certain expenditures, and other revenues.

\*\* Includes reserves for prior year encumbrances (less an estimated \$1.7 million lapse in FY 1997 for withdrawn projects) and continuing and biennial appropriations, and a one-time \$21.1 million transfer to general fund in FY 1996.

\*\*\* Actual

### Governor's Budget

The Governor's 1997-99 biennial budget contains several proposals that have an impact on the recycling fund. These include:

- using \$20 million of recycling fund revenues for environmental remediation grants during the 1997-99 biennium,
- \$3.85 million transfer in FY 1998 from the recycling fund to the general fund,
- \$4 million transfer in FY 1998 from the recycling fund to the Wisconsin Housing and Economic Development Authority (WHEDA) for brownfields redevelopment,
- creation of Department of Administration geographical information system grant appropriation funded with \$500,000 during the biennium,
- reduction of more than \$11 million in the Recycling Development Marketing Board appropriation under the Department of Commerce from current levels in the biennium to \$2.5 million in each year,
- elimination of the Department of Natural Resource's statewide recycling education appropriation, currently funded at more than \$700,000 for the biennium, and
- various other appropriation changes.

In order to estimate the recycling fund balance through FY 1999 under the Governor's budget, the Department had to estimate appropriations and transfers from the budget document, and combine them with estimated surcharge revenues under current rates and interest earnings. For purposes of our estimates, it was assumed that the \$20 million in environmental remediation grants would be split into two years (i.e., \$10 million in each of FY 1998 and FY 1999). As shown in Table 3, the closing fund balance under current surcharge rates would decline from an estimated \$10.5 million at the end of FY 1997 to \$3.7 million at the end of FY 1998 and \$9.1 million at the end of FY 1999.

The Honorable Brian Burke, Co-Chair  
The Honorable Scott Jensen, Co-Chair  
March 13, 1997  
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TABLE 3  
Estimated Recycling Fund Balance Under Governor's Budget Proposal  
Fiscal Years 1996 through 1999  
(\$ millions)

| Fiscal Year | Beginning Fund Balance | Surcharge Revenue | Other Revenue* | Total Revenue | Appropriations** | Closing Fund Balance |
|-------------|------------------------|-------------------|----------------|---------------|------------------|----------------------|
| 1996 ***    | 54.9                   | 41.6              | 3.0            | 99.4          | (65.8)           | 33.6                 |
| 1997        | 33.6                   | 42.5              | 1.7            | 77.8          | (67.3)           | 10.5                 |
| 1998        | 10.5                   | 42.6              | 0.5            | 53.6          | (49.9)           | 3.7                  |
| 1999        | 3.7                    | 40.2              | 0.2            | 44.1          | (35.0)           | 9.1                  |

NOTE: Details may not sum to total because of rounding.

\* Includes interest earned. In FY 1996, also includes refunds of certain expenditures, and other revenues.

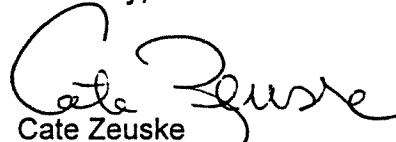
\*\* FY 1996 includes reserves for prior year encumbrances (less an estimated \$1.7 million lapse in FY 1997 for withdrawn projects) and continuing and biennial appropriations, and a one-time \$21.1 million transfer to the general fund enacted in 1995 Act 27. FY 1998 includes the Governor's transfers of \$3.85 million to the general fund and \$4.0 million to WHEDA, and FY 1998 and FY 1999 each includes \$10 million for environmental remediation grants.

\*\*\* Actual.

The Legislature will be debating the governor's budget proposal in the next few months. Given the uncertainty of the outcome of the recycling-related proposals in the Legislature, I would recommend that the rates not be changed at this time and that the matter be considered during the budget deliberations.

If you have any questions, I would be happy to discuss them with you.

Sincerely,

  
Cate Zeuske  
Secretary of Revenue

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cc: Members, Joint Committee on Finance  
Mark D. Bugher, Department of Administration  
Robert W. Lang, Legislative Fiscal Bureau  
Michelle New, Department of Administration  
Barbara Schultz, Department of Natural Resources  
Eng Braun  
Diane Hardt

STATE OF WISCONSIN  
DEPARTMENT OF ADMINISTRATION  
101 East Wilson Street, Madison, Wisconsin



R-1

Mailing Address:  
Post Office Box 7864  
Madison, WI 53707-7864

TOMMY G. THOMPSON  
GOVERNOR  
MARK D. BUGHER  
SECRETARY

March 14, 1997

The Honorable Brian Burke  
State Senate  
LL1 119 Martin Luther King Blvd.  
Madison, WI 53707-7882

The Honorable Scott Jensen  
State Assembly  
315 North, State Capitol  
Madison, WI 53707-8952

Dear Senator Burke and Representative Jensen:

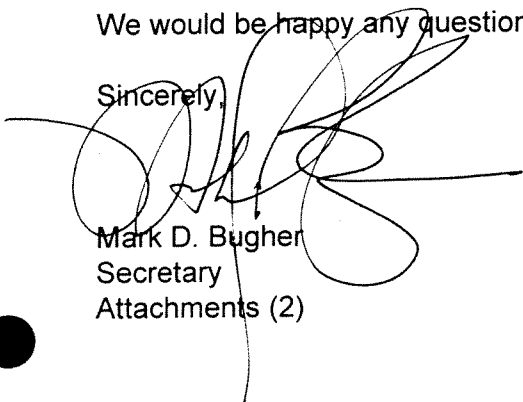
Attached is our report as required under s. 16.50, Wisconsin Statutes, on the number of federally funded positions approved during the October 1 through December 31, 1996 quarter. Also shown are changes in positions approved by the UW-System and by the Legislature during the same period. There were 31.3 federal positions approved in the quarter and 27.75 deleted for a net increase of 3.55.

Of the new positions created, the Department of Natural Resources received 1.0 FTE for the Lake Superior Habitat project; 1.0 FTE for the Superfund Site Assessment Cooperative Agreement and 1.0 FTE for the Superfund Core Cooperative Agreement. The State Historical Society received 1.0 FTE for the Guidelines of Best Archival Practices project. The Department of Justice received 1.0 FTE through the Victims of Crimes Act. The Department of Health and Family Services received 19.0 FTE for Disability Determination Bureau operations. The Department of Public Instruction received 2.5 FTE for Migrant Education program recruitment and Library Services consultation. The Department of Administration received 1.0 FTE for Energy Initiatives and 1.0 FTE for the Office of Justice Assistance, Violence Against Women Act.

Also attached is our report on the surplus positions created for the same quarter.

We would be happy to answer any questions you may have on these reports.

Sincerely,

  
Mark D. Bugher  
Secretary  
Attachments (2)

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency  | Budgeted Positions<br>as of 9/30/96 |         | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of |
|---|-------------------------------------|---------|-------------------------|---------|-------------|---------|---------------------|---------|--------------|
|   | Adds                                | Deletes | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes | 12/31/96     |
| Administration  |                                     |         |                         |         |             |         |                     |         | 1,041.13     |
| GPR   |                                     |         |                         |         |             |         |                     |         | 214.02       |
| PRO/PRS   |                                     |         |                         |         |             |         |                     |         | 744.80       |
| Federal   |                                     |         |                         |         |             |         |                     |         | 73.61        |
| SEG   |                                     |         |                         |         |             |         |                     |         | 8.70         |
| Adolescent Pregnancy Prevention<br>and Pregnancy Services Board |                                     |         |                         |         |             |         |                     |         |              |
| GPR   |                                     |         |                         |         |             |         |                     |         | 1.50         |
| GPR   |                                     |         |                         |         |             |         |                     |         | 1.50         |
| Aging and Long-Term Care  |                                     |         |                         |         |             |         |                     |         | 17.90        |
| GPR   |                                     |         |                         |         |             |         |                     |         | 8.45         |
| PRO/PRS   |                                     |         |                         |         |             |         |                     |         | 9.45         |
| Agriculture, Trade & Consumer Protection                        |                                     |         |                         |         |             |         |                     |         |              |
| GPR   |                                     |         |                         |         |             |         |                     |         | 697.52       |
| PRO/PRS   |                                     |         |                         |         |             |         |                     |         | 307.11       |
| Federal   |                                     |         |                         |         |             |         |                     |         | 253.86       |
| SEG   |                                     |         |                         |         |             |         |                     |         | 67.35        |
| Arts Board  |                                     |         |                         |         |             |         |                     |         | 69.20        |
| GPR   |                                     |         |                         |         |             |         |                     |         | 12.00        |
| PRO/PRS   |                                     |         |                         |         |             |         |                     |         | 5.00         |
| Federal   |                                     |         |                         |         |             |         |                     |         | 1.00         |
| Child Abuse & Neglect Prevention Board                          |                                     |         |                         |         |             |         |                     |         | 6.00         |
| PRO/PRS   |                                     |         |                         |         |             |         |                     |         | 4.00         |
| Circuit Court   |                                     |         |                         |         |             |         |                     |         | 4.00         |
| GPR   |                                     |         |                         |         |             |         |                     |         | 494.00       |
| GPR   |                                     |         |                         |         |             |         |                     |         | 494.00       |

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                           | Budgeted Positions<br>as of 9/30/96 | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of<br>12/31/96 |
|----------------------------------|-------------------------------------|-------------------------|---------|-------------|---------|---------------------|---------|--------------------------|
|                                  |                                     | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes |                          |
| Commerce                         | 440.85                              |                         |         |             |         |                     |         | 446.15                   |
| GPR                              | 97.95                               |                         |         |             |         |                     |         | 97.95                    |
| PRO/PRS                          | 229.85                              |                         |         |             |         | 5.30                |         | 235.15                   |
| Federal                          | 22.85                               |                         |         |             |         |                     |         | 22.85                    |
| SEG                              | 90.20                               |                         |         |             |         |                     |         | 90.20                    |
| Corrections                      | 7,697.89                            |                         |         |             |         |                     |         | 7,757.83                 |
| GPR                              | 6,278.47                            |                         |         |             |         | 59.94               |         | 6,338.41                 |
| PRO/PRS                          | 1,419.42                            |                         |         |             |         |                     |         | 1,419.42                 |
| Court of Appeals                 | 73.00                               |                         |         |             |         |                     |         | 73.00                    |
| GPR                              | 73.00                               |                         |         |             |         |                     |         | 73.00                    |
| District Attorneys               | 363.00                              |                         |         |             |         |                     |         | 363.00                   |
| GPR                              | 348.00                              |                         |         |             |         |                     |         | 348.00                   |
| PR                               | 15.00                               |                         |         |             |         |                     |         | 15.00                    |
| Educational Communications Board | 90.50                               |                         |         |             |         |                     |         | 90.50                    |
| GPR                              | 65.75                               |                         |         |             |         |                     |         | 65.75                    |
| PRO                              | 24.75                               |                         |         |             |         |                     |         | 24.75                    |
| Elections Board                  | 13.00                               |                         |         |             |         |                     |         | 13.00                    |
| GPR                              | 13.00                               |                         |         |             |         |                     |         | 13.00                    |
| Employee Trust Funds             | 172.85                              |                         |         |             |         |                     |         | 172.85                   |
| SEG                              | 172.85                              |                         |         |             |         |                     |         | 172.85                   |
| Employment Relations Commission  | 33.50                               |                         |         |             |         |                     |         | 33.50                    |
| GPR                              | 28.50                               |                         |         |             |         |                     |         | 28.50                    |
| PR                               | 5.00                                |                         |         |             |         |                     |         | 5.00                     |



REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                          | Budgeted Positions<br>as of 9/30/96 | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of<br>12/31/96 |
|---------------------------------|-------------------------------------|-------------------------|---------|-------------|---------|---------------------|---------|--------------------------|
|                                 |                                     | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes |                          |
| Employment Relations Department |                                     |                         |         |             |         |                     |         |                          |
| GPR                             | 90.75                               |                         |         |             |         |                     |         | 90.75                    |
| PRO/PRS                         | 82.05                               |                         |         |             |         |                     |         | 82.05                    |
|                                 | 8.70                                |                         |         |             |         |                     |         | 8.70                     |
| Ethics Board                    |                                     |                         |         |             |         |                     |         |                          |
| GPR                             | 6.50                                |                         |         |             |         |                     |         | 6.50                     |
| PRO/PRS                         | 1.75                                |                         |         |             |         |                     |         | 1.75                     |
|                                 | 4.75                                |                         |         |             |         |                     |         | 4.75                     |
| Financial Institutions          |                                     |                         |         |             |         |                     |         |                          |
| PR                              | 168.50                              |                         |         |             |         |                     |         | 168.50                   |
|                                 | 168.50                              |                         |         |             |         |                     |         | 168.50                   |
| Gaming Commission               |                                     |                         |         |             |         |                     |         |                          |
| PRO/PRS                         | 53.45                               |                         |         |             |         |                     |         | 53.45                    |
| SEG                             | 52.45                               |                         |         |             |         |                     |         | 52.45                    |
|                                 | 1.00                                |                         |         |             |         |                     |         | 1.00                     |
| Governor's Office               |                                     |                         |         |             |         |                     |         |                          |
| GPR                             | 46.05                               |                         |         |             |         | 1.00                |         | 49.05                    |
| PR                              | 46.05                               |                         |         |             |         | 2.00                |         | 47.05                    |
|                                 | 0.00                                |                         |         |             |         |                     |         | 2.00                     |
| Health and Family Services      |                                     |                         |         |             |         |                     |         |                          |
| GPR                             | 6,245.54                            |                         |         |             |         |                     |         | 6,264.54                 |
| PRO/PRS                         | 1,558.11                            |                         |         |             |         |                     |         | 1,558.11                 |
| Federal                         | 3,779.58                            |                         |         |             |         |                     |         | 3,779.58                 |
| SEG                             | 900.10                              | 19.00                   |         |             |         |                     |         | 919.10                   |
|                                 | 7.75                                |                         |         |             |         |                     |         | 7.75                     |
| Higher Educational Aids Board   |                                     |                         |         |             |         |                     |         |                          |
| GPR                             | 11.00                               |                         |         |             |         |                     |         | 11.00                    |
| SEG                             | 9.50                                |                         |         |             |         |                     |         | 9.50                     |
|                                 | 1.50                                |                         |         |             |         |                     |         | 1.50                     |

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                             | Budgeted Positions<br>as of 9/30/96 | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of<br>12/31/96 |
|------------------------------------|-------------------------------------|-------------------------|---------|-------------|---------|---------------------|---------|--------------------------|
|                                    |                                     | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes |                          |
| Historical Society                 | 176.50                              |                         |         |             |         |                     |         | 178.00                   |
| GPR                                | 145.35                              |                         |         |             |         |                     |         | 145.35                   |
| PRO/PRS                            | 22.55                               |                         |         |             |         | 0.50                |         | 23.05                    |
| Federal                            | 5.35                                | 1.00                    |         |             |         |                     |         | 6.35                     |
| SEG                                | 3.25                                |                         |         |             |         |                     |         | 3.25                     |
| Insurance                          | 141.50                              |                         |         |             |         |                     |         | 141.50                   |
| PRO                                | 127.25                              |                         |         |             |         |                     |         | 127.25                   |
| SEG                                | 14.25                               |                         |         |             |         |                     |         | 14.25                    |
| Investment Board                   | 96.50                               |                         |         |             |         |                     |         | 96.50                    |
| PRO                                | 96.50                               |                         |         |             |         |                     |         | 96.50                    |
| Judicial Commission                | 2.00                                |                         |         |             |         |                     |         | 2.00                     |
| GPR                                | 2.00                                |                         |         |             |         |                     |         | 2.00                     |
| Justice                            | 541.40                              |                         |         |             |         |                     |         | 540.40                   |
| GPR                                | 410.15                              |                         |         |             |         |                     |         | 410.15                   |
| PRO/PRS                            | 104.25                              |                         |         |             |         | 1.00                |         | 105.25                   |
| Federal                            | 21.25                               | 1.00                    |         |             |         |                     |         | 19.25                    |
| SEG                                | 5.75                                |                         |         |             |         |                     |         | 5.75                     |
| Legislature                        | 823.97                              |                         |         |             |         |                     |         | 823.97                   |
| Legislators - GPR                  | 132.00                              |                         |         |             |         |                     |         | 132.00                   |
| Assembly Staff - GPR               | 253.50                              |                         |         |             |         |                     |         | 253.50                   |
| Senate Staff - GPR                 | 194.50                              |                         |         |             |         |                     |         | 194.50                   |
| Office of Data Processing - GPR    | 16.00                               |                         |         |             |         |                     |         | 16.00                    |
| Retirement Committee - GPR         | 3.00                                |                         |         |             |         |                     |         | 3.00                     |
| Revisor of Statutes - GPR          | 10.00                               |                         |         |             |         |                     |         | 10.00                    |
| Legislative Reference Bureau - GPR | 56.00                               |                         |         |             |         |                     |         | 56.00                    |

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                               | Budgeted Positions<br>as of 9/30/96 | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of<br>12/31/96 |
|--------------------------------------|-------------------------------------|-------------------------|---------|-------------|---------|---------------------|---------|--------------------------|
|                                      |                                     | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes |                          |
| Legislative Audit Bureau             |                                     |                         |         |             |         |                     |         |                          |
| GPR                                  | 67.00                               |                         |         |             |         |                     |         | 67.00                    |
| PRS                                  | 21.80                               |                         |         |             |         |                     |         | 21.80                    |
| Legislative Fiscal Bureau - GPR      | 35.00                               |                         |         |             |         |                     |         | 35.00                    |
| Legislative Council - GPR            | 35.17                               |                         |         |             |         |                     |         | 35.17                    |
| Lieutenant Governor's Office         |                                     |                         |         |             |         |                     |         |                          |
| GPR                                  | 8.00                                |                         |         |             |         |                     |         | 8.00                     |
|                                      | 8.00                                |                         |         |             |         |                     |         | 8.00                     |
| Lower Wisconsin State Riverway Board |                                     |                         |         |             |         |                     |         |                          |
| SEG                                  | 2.00                                |                         |         |             |         |                     |         | 2.00                     |
|                                      | 2.00                                |                         |         |             |         |                     |         | 2.00                     |
| Military Affairs                     |                                     |                         |         |             |         |                     |         |                          |
| GPR                                  | 334.51                              |                         |         |             |         |                     |         | 335.51                   |
| PRO/PRS                              | 105.83                              |                         |         |             |         |                     |         | 105.83                   |
| Federal                              | 25.50                               |                         |         |             |         |                     |         | 25.50                    |
| SEG                                  | 201.68                              | 1.00                    |         |             |         |                     |         | 202.68                   |
|                                      | 1.50                                |                         |         |             |         |                     |         | 1.50                     |
| Natural Resources                    |                                     |                         |         |             |         |                     |         |                          |
| GPR                                  | 2,902.72                            |                         |         |             |         |                     |         | 2,899.72                 |
| PRO/PRS                              | 521.28                              |                         |         |             |         |                     |         | 521.28                   |
| Federal                              | 235.14                              |                         |         |             |         |                     |         | 235.14                   |
| SEG                                  | 478.55                              | 3.00                    |         |             | -6.00   |                     |         | 475.55                   |
|                                      | 1,667.75                            |                         |         |             |         |                     |         | 1,667.75                 |
| Personnel Commission                 |                                     |                         |         |             |         |                     |         |                          |
| GPR                                  | 10.00                               |                         |         |             |         |                     |         | 10.00                    |
|                                      | 10.00                               |                         |         |             |         |                     |         | 10.00                    |
| Public Defender                      |                                     |                         |         |             |         |                     |         |                          |
| GPR                                  | 533.60                              |                         |         |             |         |                     |         | 533.60                   |
| PRO/PRS                              | 529.60                              |                         |         |             |         |                     |         | 529.60                   |
|                                      | 4.00                                |                         |         |             |         |                     |         | 4.00                     |

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                    | Budgeted Positions<br>as of 9/30/96 | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of<br>12/31/96 |
|---------------------------|-------------------------------------|-------------------------|---------|-------------|---------|---------------------|---------|--------------------------|
|                           |                                     | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes |                          |
| Public Instruction        |                                     |                         |         |             |         |                     |         |                          |
| GPR                       | 617.05                              |                         |         |             |         |                     |         | 616.05                   |
| PRO/PRS                   | 328.06                              |                         |         |             |         |                     |         | 328.06                   |
| Federal                   | 84.02                               |                         |         |             |         |                     |         | 84.02                    |
| SEG                       | 204.97                              | 2.50                    | -3.50   |             |         |                     |         | 203.97                   |
|                           | 0.00                                |                         |         |             |         |                     |         | 0.00                     |
| Public Service Commission |                                     |                         |         |             |         |                     |         |                          |
| PRO/PRS                   | 190.25                              |                         |         |             |         |                     |         | 190.25                   |
| Federal                   | 189.25                              |                         |         |             |         |                     |         | 189.25                   |
|                           | 1.00                                |                         |         |             |         |                     |         | 1.00                     |
| Regulation and Licensing  |                                     |                         |         |             |         |                     |         |                          |
| PRO                       | 125.50                              |                         |         |             |         | 1.50                |         | 127.00                   |
|                           | 125.50                              |                         |         |             |         |                     |         | 127.00                   |
| Revenue                   |                                     |                         |         |             |         |                     |         |                          |
| GPR                       | 1,309.55                            |                         |         |             |         |                     |         | 1,309.55                 |
| PRO/PRS                   | 913.75                              |                         |         |             |         |                     |         | 913.75                   |
| Federal                   | 241.30                              |                         |         |             |         |                     |         | 241.30                   |
| SEG                       | 0.00                                |                         |         |             |         |                     |         | 0.00                     |
|                           | 154.50                              |                         |         |             |         |                     |         | 154.50                   |
| Secretary of State        |                                     |                         |         |             |         |                     |         |                          |
| PRO                       | 6.50                                |                         |         |             |         |                     |         | 6.50                     |
|                           | 6.50                                |                         |         |             |         |                     |         | 6.50                     |
| State Fair Park Board     |                                     |                         |         |             |         |                     |         |                          |
| PRO                       | 45.70                               |                         |         |             |         |                     |         | 45.70                    |
|                           | 45.70                               |                         |         |             |         |                     |         | 45.70                    |
| State Treasurer           |                                     |                         |         |             |         |                     |         |                          |
| PRO/PRS                   | 23.50                               |                         |         |             |         |                     |         | 23.50                    |
|                           | 23.50                               |                         |         |             |         |                     |         | 23.50                    |
| Supreme Court             |                                     |                         |         |             |         |                     |         |                          |
| GPR                       | 181.75                              |                         |         |             |         |                     |         | 181.75                   |
| PRO/PRS                   | 108.50                              |                         |         |             |         |                     |         | 108.50                   |
| SEG                       | 68.25                               |                         |         |             |         |                     |         | 68.25                    |
|                           | 5.00                                |                         |         |             |         |                     |         | 5.00                     |

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                        | Budgeted Positions<br>as of 9/30/96 |         | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of |
|-------------------------------|-------------------------------------|---------|-------------------------|---------|-------------|---------|---------------------|---------|--------------|
|                               | Adds                                | Deletes | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes | 12/31/96     |
| Transportation                |                                     |         |                         |         |             |         |                     |         |              |
| PRO/PRS                       | 3,935.27                            |         |                         |         |             |         |                     |         | 3,929.27     |
| Federal                       | 3.00                                |         |                         |         |             |         |                     |         | 3.00         |
| SEG                           | 958.17                              |         |                         | -6.00   |             |         |                     |         | 952.17       |
|                               | 2,974.10                            |         |                         |         |             |         |                     |         | 2,974.10     |
| Tourism                       |                                     |         |                         |         |             |         |                     |         |              |
| GPR                           | 66.00                               |         |                         |         |             |         |                     |         | 66.00        |
| PR                            | 58.00                               |         |                         |         |             |         |                     |         | 58.00        |
| SEG                           | 5.00                                |         |                         |         |             |         |                     |         | 5.00         |
|                               | 3.00                                |         |                         |         |             |         |                     |         | 3.00         |
| University of Wisconsin       |                                     |         |                         |         |             |         |                     |         |              |
| GPR                           | 27,740.26                           |         |                         |         |             |         |                     |         | 27,729.91    |
| PRO/PRS                       | 18,299.32                           |         |                         |         |             |         |                     |         | 18,299.32    |
| Federal                       | 5,818.82                            |         |                         |         | 52.79       | -0.52   |                     |         | 5,871.09     |
| SEG                           | 3,532.93                            |         |                         |         | 16.07       | -78.69  |                     |         | 3,470.31     |
|                               | 89.19                               |         |                         |         |             |         |                     |         | 89.19        |
| U.W. Hospitals & Clinic Board |                                     |         |                         |         |             |         |                     |         |              |
| PR                            | 1,556.71                            |         |                         |         |             |         |                     |         | 1,556.71     |
|                               | 1,556.71                            |         |                         |         |             |         |                     |         | 1,556.71     |
| Veterans Affairs              |                                     |         |                         |         |             |         |                     |         |              |
| GPR                           | 803.80                              |         |                         |         |             |         |                     |         | 804.60       |
| PRO/PRS                       | 0.00                                |         |                         |         |             |         |                     |         | 0.00         |
| SEG                           | 677.83                              |         |                         |         |             |         |                     |         | 677.83       |
| FED                           | 121.97                              |         |                         |         |             |         |                     |         | 121.97       |
|                               | 4.00                                |         |                         |         |             |         |                     |         | 4.80         |
|                               |                                     |         |                         | 0.80    |             |         |                     |         |              |
| Wisconsin Technical College   |                                     |         |                         |         |             |         |                     |         |              |
| System                        |                                     |         |                         |         |             |         |                     |         |              |
| GPR                           | 93.50                               |         |                         |         |             |         |                     |         | 93.50        |
| PRO/PRS                       | 38.85                               |         |                         |         |             |         |                     |         | 38.85        |
| Federal                       | 16.50                               |         |                         |         |             |         |                     |         | 16.50        |
| SEG                           | 35.15                               |         |                         |         |             |         |                     |         | 35.15        |
|                               | 3.00                                |         |                         |         |             |         |                     |         | 3.00         |

REPORT ON POSITIONS AUTHORIZED - OCTOBER 1 - DECEMBER 31, 1996

| Agency                | Budgeted Positions<br>as of 9/30/96 | Approved Under s. 16.50 |         | UW Approved |         | JFC or Misc. Leg. * |         | Totals as of<br>12/31/96 |
|-----------------------|-------------------------------------|-------------------------|---------|-------------|---------|---------------------|---------|--------------------------|
|                       |                                     | Adds                    | Deletes | Adds        | Deletes | Adds                | Deletes |                          |
| Workforce Development | 2,553.99                            |                         |         |             |         |                     |         | 2,545.74                 |
| GPR                   | 314.32                              |                         |         |             |         |                     |         | 314.32                   |
| PRO/PRS               | 733.13                              |                         |         |             |         | 1.00                |         | 734.13                   |
| Federal               | 1,499.04                            |                         | -9.25   |             |         |                     |         | 1,489.79                 |
| SEG                   | 7.50                                |                         |         |             |         |                     |         | 7.50                     |
| TOTALS                | 62,592.46                           | 31.30                   | -27.75  | 68.86       | -79.21  | 73.24               | 0.00    | 62,658.90                |
| GPR                   | 32,227.39                           | 0.00                    | 0.00    | 0.00        | 0.00    | 60.94               | 0.00    | 32,288.33                |
| PRO/PRS               | 16,952.11                           | 0.00                    | 0.00    | 52.79       | -0.52   | 12.30               | 0.00    | 17,016.68                |
| Federal               | 8,009.00                            | 31.30                   | -27.75  | 16.07       | -78.69  | 0.00                | 0.00    | 7,949.93                 |
| SEG                   | 5,403.96                            | 0.00                    | 0.00    | 0.00        | 0.00    | 0.00                | 0.00    | 5,403.96                 |

REPORT ON SURPLUS POSITIONS AUTHORIZED  
OCTOBER 1 - DECEMBER 31, 1996

| <u>Agency</u>                             | <u>C</u>                           |  | <u>D, E</u>                               |  | <u>Reason for Double-fill</u>                 |
|---|------------------------------------|--|---|--|---|
|   | <u>Unclassified Service Leaves</u> | <u>Medical, Education or Personal Leaves</u> | <u>A, B, I, X Double-filled Positions</u> |  |   |
| Administration<br>PR                      |                                    | -1.0   |   |  |   |
| Arts Board<br>GPR                         | +1.0                               |  |   |  | Unclassified Leave of Absence                 |
| Corrections<br>GPR<br>PR                  | +1.0; -1.0                         |  | +5.0; -105.00                             |  | Union Activity; Medical Leave of Absence      |
| District Attorneys<br>GPR                 |                                    | +1.0; -5.0                                   |   |  | Leave of Absence                              |
| Health and Family Services<br>GPR<br>PR   | +2.0                               |  | +4.0; -35.0<br>+3.0; -12.0                |  | Medical Leave of Absence                      |
| Justice<br>GPR                            | +1.0; -1.0                         |  |   |  | Unclassified Leave of Absence                 |
| Natural Resources<br>GPR<br>SEG           |                                    |  | +1.0<br>+15.0                             |  | Retirement Training                           |
| Public Instruction<br>GPR<br>PR           |                                    | -1.0<br>-2.0                                 | +1.0; -0.88                               |  |   |
| Revenue<br>GPR                            |                                    |  | +1.0                                      |  | Retirement Training                           |
| Transportation<br>SEG                     |                                    |  | +11.0; -42.0                              |  | Medical Leave of Absence; Retirement Training |
| Veterans Affairs<br>PR                    |                                    | +0.5   |   |  | Leave of Absence                              |
| Wisconsin Technical College System<br>GPR |                                    |  | +1.0                                      |  | Retirement Training                           |

REPORT ON SURPLUS POSITIONS AUTHORIZED  
OCTOBER 1 - DECEMBER 31, 1996

| <u>Agency</u>         | C  | D, E   | A, B, I, X                        | <u>Reason for Double-fill</u> |
|-----------------------|--|--|-----------------------------------|-------------------------------|
|                       | Unclassified<br>Service<br><u>Leaves</u> | Medical, Education<br>or Personal<br><u>Leaves</u> | Double-filled<br><u>Positions</u> |                               |
| Workforce Development |  |  |                                   |                               |
| GPR                   |  | + 1.0  |                                   | Medical Leave of Absence      |

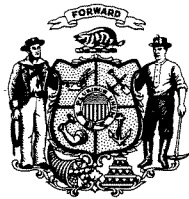
Pool Code Types

- A = Understudy, 3 months or longer.  
 B = Overlap replacement, less than 3 months for on-the-job training.  
 C = Leave of absence replacement. Temporary hire during permanent employee's authorized leave to unclassified service.  
 D = Leave-of-absence designation when permanent employee's authorized leave is less than 12 months.  
 E = Leave-of-absence replacement. Temporary hire during permanent employee's authorized leave which is expected to last more than 12 months.  
 I = Extended illness or worker's compensation (employee using accumulated sick leave or being paid through worker's compensation).  
 X = DOA approved hire in anticipation of attrition (high turnover positions).



Tommy G. Thompson  
Governor

Michael J. Sullivan  
Secretary



Mailing Address  
149 East Wilson Street  
Post Office Box 7925  
Madison, WI 53707-7925  
Telephone (608) 266-2471

## State of Wisconsin Department of Corrections

---

February 25, 1997

To: Honorable Brian B. Burke, Co-Chair  
Joint Committee on Finance

Honorable Scott Jensen, Co-Chair  
Joint Committee on Finance

From: Michael J. Sullivan, Secretary  
Department of Corrections

Re: March Meeting of the Joint Committee on Finance under s. 13.10

In September, 1996, the Joint Committee on Finance passed a motion that required the Department of Corrections to submit a report to the Committee by March 3, 1997 regarding the Department's supplies and services expenditures and potential funding through a lapse in appropriation s. 20.410 (1)(a). The report that is attached updates the projection of revenues that will be collected from the joint ventures to offset the reduction of \$3.2 million in the supplies and services line. The Department cannot project potential lapses with accuracy at this time and plans to submit a s.13.10 request in June to address the remaining deficit.

Also attached are two s.13.10 requests. The first request is to transfer \$422,000 from appropriation s. 20.865 (4)(a) to s. 20.410 (1)(kf) to provide funds to purchase additional farm land at the Oregon Correctional Farm. No finding of emergency is required for this request.

The second s.13.10 request is to transfer funds from s.20.865 (4)(a) to s. 20.410 (1)(a) to implement the secure work crew. Consistent with the requirement in 1995 Wisconsin Act 416, also attached is a report on the program and intended use of the funds, a draft of the Administrative Rules and a draft of the Security Internal Management Procedures.

If you need additional information, please let me know. Thank you.

Tommy G. Thompson  
Governor

Michael J. Sullivan  
Secretary



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## State of Wisconsin Department of Corrections

---

February 25, 1997

To: Honorable Brian B. Burke, Co-Chair  
Joint Committee on Finance

Honorable Scott Jensen, Co-Chair  
Joint Committee on Finance

From: Michael J. Sullivan, Secretary  
Department of Corrections

A handwritten signature in cursive script, appearing to read "Michael J. Sullivan", written over the typed name and title.

Re: Report on \$3.2 Million Supplies and Services Reduction

In August, 1996, the Department of Corrections submitted a s. 13.10 request to transfer funds from s. 20.865 (4) to s. 20.410 (1)(a) to provide sufficient supplies and services to operate the adult correctional institutions. On September 26, 1996, the Committee passed a motion that required the Department of Corrections to submit a report to the Joint Committee on Finance by March 3, 1997, regarding the Department's supplies and services expenditures and potential funding through a lapse in appropriation s. 20.410(1)(a).

### Background

1995 Wisconsin Act 27, the biennial budget bill, authorized the Department of Corrections to create and operate three private sector ventures in adult correctional institutions. Inmates participating in the programs are paid the prevailing or minimum wage. In addition to deductions for taxes, social security and crime victim deductions, the Department was permitted to deduct funds to offset the cost of incarceration. The total deductions could not exceed 80% of the inmate's wages.

At the time, the Department estimated that \$3.2 million would be collected from inmates participating in these ventures. Furthermore, 1995 Wisconsin Act 27 reduced the supplies and services for the Division of Adult Institutions by \$3.2 million and created a program revenue appropriation with expenditure authority of \$3.2 million. Funds from this appropriation were to be used to offset the cost of operating the institutions.

### Private Ventures

Two of the private ventures became operational in June 1996. Through February 14, 1997, the total revenues collected were \$95,100.

Fabry Glove and Mitten Company is operating at the Green Bay Correctional Institution. It currently employs 80 inmates with an average salary of \$5.20 per hour. By June 1997, that number is anticipated to increase to 120. Current estimates indicate that \$245,000 will be collected in FY 97.

The second venture, Jorgenson Conveyer Company is located at the Waupun Correctional Institution. It employs 6 inmates with an average salary of \$8.00 per hour. They work an average of 8 hours per week. DOC estimates that collections in FY 97 will total \$8,100.

The third venture is in the final review process. Start up could be May 1, 1997. Assuming 20 inmates at \$5.25 per hour working 35 hours per week, \$14,700 could be collected.

### Prison Industries Enhancement (PIE) Program

The mattress recycling program will start up April 1, 1997. Fifteen inmates will work 35 hours per week. At an average wage of \$5.00 per hour, collections are anticipated to be \$18,400.

The total projected revenues from the private ventures and PIE program are \$ 286,200 in FY 97. Total supplies and services expenditures in FY 97 charged against the program revenue appropriation s. 20.410 (1)(gi) are estimated at \$3.2 million, creating a deficit of \$2,913,800 in s. 20.410 (1)(gi).

### Appropriation s. 20.410 (1)(a)

The Committee required the department to report on the condition of supplies and services expenditures in appropriation s. 20.410 (1)(a). Appropriation s. 20.410 (1)(a) is the general operating appropriation for adult corrections with the exception of probation and parole, s. 20.410 (1)(b) and intensive sanctions, s. 20.410 (1)(ai). Fuel and utilities, and repair and maintenance are also in separate appropriations.

At the present time there is a positive balance of \$338,600 on the supplies and services line. However, the overall fund condition of this appropriation is a projected deficit of \$1,441,500, due in large part to overtime expenditures to accommodate the increased population. The Department has developed plans to reduce the deficit in s. 20.410 (1)(a) but is not able to project the final figures at this time.

Summary

The Department plans to consider all expenditures and all sources of revenue when determining a solution. These expenditures include salary, fringe, variable non-food, health services, insurance, rent, officer uniforms, training, cleaning supplies, office supplies, travel and other operating expenditures. Many of these costs are fixed or directly related to inmate populations and cannot be deferred.

At this time the Department is unable to identify any significant lapses in s. 20.410 (1)(a) or any other appropriations with the exception of s. 20.410 (3)(cg), the Serious Juvenile Offender appropriation. The Department will review the fund condition of all appropriations in May and plans to submit a s.13.10 request for the June hearing to address any remaining deficits.

Tommy G. Thompson  
Governor

Michael J. Sullivan  
Secretary



## State of Wisconsin Department of Corrections

R-2  
Mailing Address  
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Telephone (608) 266-2471

February 25, 1997

To: Honorable Brian B. Burke, Co-Chair  
Joint Committee on Finance

Honorable Scott Jensen, Co-Chair  
Joint Committee on Finance

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Department of Corrections

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SEN. BRIAN B. BURKE, CO-CHAIR  
JOINT COMMITTEE ON FINANCE  
100 N. HAMILTON STREET  
ROOM 302

# STATE OF WISCONSIN

SENATE CHAIR  
BRIAN B. BURKE

ASSEMBLY CHAIR  
BEN BRANCEL

100 North Hamilton Street  
Room 302  
P.O. Box 7882  
Madison, WI 53707-7882  
Phone: (608) 266-8535



119 Martin Luther King, Jr. Blvd  
Suite LL2  
P.O. Box 8952  
Madison, WI 53707-8952  
Phone: (608) 266-7746

## JOINT COMMITTEE ON FINANCE

### AGENDA

9:00 a.m., Thursday, September 26, 1996

s. 13.10 Meeting

on the First Floor of 119 Martin Luther King, Jr. Blvd.

- ~~I.~~ Consideration of the Governor's Partial Veto of the Joint Committee on Finance Actions Adopted at its July 10, 1996, s. 13.10 Meeting.
- ~~II.~~ Wisconsin Sesquicentennial Commission-- Richard Speros, Secretary, Department of Tourism
- III. Department of Corrections -- Michael J. Sullivan, Secretary
- IV. Department of Corrections -- Michael J. Sullivan, Secretary
- ~~V.~~ Department of Natural Resources -- Craig Karr, Division Administrator, Customer Assistance and External Relations
- ~~VI.~~ Department of Commerce -- William McCoshen, Secretary
- ~~VII.~~ Department of Transportation -- Nancy Maieski, Director of the Bureau of Real Estate and Jim McDonnell, Director of the Office of Policy and Budget
- ~~VIII.~~ Educational Technology Board -- Withdrawn.
- ~~IX.~~ Department of Administration -- Nathaniel E. Robinson, Administrator, Division of Energy and Intergovernmental Relations
- ~~X.~~ Department of Veterans Affairs -- Raymond G. Boland, Secretary



- ~~XI.~~ Department of Administration -- Mark Wahl, Administrator, Division of Technology Management
- ~~XII.~~ Department of Health and Family Services -- Joe Lekan, Secretary
- ~~XIII.~~ Wisconsin Conservation Corps -- Randall Radtke, Executive Director

Reports

- R-1 Department of Administration Position Reports Required under s. 16.50.
- R-2 Public Lands Sales Proceeds